



FEDERAL COMMUNICATIONS COMMISSION  
Federal Communications Commission  
Washington, D.C. 20554

FCC Reference Information Center  
CY-A257

SEP 6 2 17 PM '99

September 3, 1999

Ms. Carolyn Green  
C. G. Broadcasting, LLC  
c/o Allen Karsh  
950 S. Cherry Street, Suite 710  
Denver, Colorado 80246

DOCKET FILE COPY ORIGINAL

Dear Ms. Green:

This is in response to the Petition for Rule Making you submitted requesting the allotment of Channel 290A at Thompson, Utah.

We have reviewed your proposal and find that it is unacceptable for rule making at this time. Generally, if a community is listed in the Census, is an incorporated place or a census designated place (CDP), with its own post office and zip code, the Commission believes that sufficient information has been provided to establish community status for allotment purposes. Here you indicate that Thompson, Utah, is an unincorporated community in Grand County with a 1990 Census population of 283 people. You further state that Thompson has a post office and zip code, a volunteer fire department, commercial establishments and that some 5,495 vehicles pass through Thompson daily on Interstate Highway 70.

Although you state that the local community services described are sufficient to demonstrate that Thompson is a community for allotment purposes, Commission research has failed to establish community status for Thompson. We did find that the 1998 Edition of the Rand McNally Commercial Atlas and Marketing Guide credits Thompson, in Grand County, with a population of 40 people, a post office and zip code (84540). The 1990 U.S. Census shows a Thompson division in Grand County, separate from Thompson, that has a population of 283 people.<sup>1</sup>

FM radio channels are allotted to an individual community rather than to a county, township or precinct. Should you decide to refile your petition, please provide evidence which supports community status such as names of any businesses which contain "Thompson" in their names, excerpts from a telephone book showing Thompson's separate telephone exchange, a list of industries, specific names and addresses of churches in Thompson, affidavits from residents of

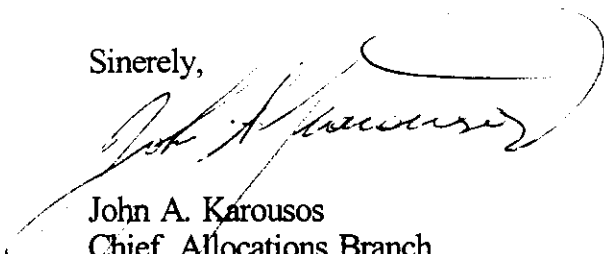
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<sup>1</sup> The 1990 Census of Population and Housing for the State of Utah (1990 CPH-2-46), discusses census county divisions (CCD's) that have been established by the Census Bureau for statistical purposes. The CCD's do not have governmental or administrative purposes, the boundaries change frequently, have no legal functions and are not governmental units. The boundaries of CCD's usually are delineated to follow visible features and names are based on a place or well-known local name that identifies its location.

Thompson, name and address of the mayor or council members, evidence that rural residents view Thompson as a center for shopping and medical services, name and address of schools, parks, civic associations, or any additional information to support community status.

Based on the above, we are returning your proposal for Thompson, Utah. You may resubmit the petition provided you make a showing that Thompson qualifies as a community for allotment purposes.

Sincerely,

A handwritten signature in dark ink, appearing to read "John A. Karousos", is written over a large, faint circular stamp or watermark.

John A. Karousos  
Chief, Allocations Branch  
Policy and Rules Division  
Mass Media Bureau

Enclosure

BEFORE THE  
**Federal Communications Commission**

WASHINGTON, DC 20554

In the Matter of	)	
	)	
Amendment of Section 73.202(b),	)	MM Docket No. _____
Table of Allotments,	)	RM No. _____
FM Broadcast Stations,	)	
(Thompson, Utah)	)	

To: John A. Karousos, Chief  
Allocations Branch/Policy and Rules Division  
Mass Media Bureau/Federal Communications Commission  
445 12th St. S.W., Room 2-C334  
Washington, DC 20554

**PETITION FOR RULEMAKING**

C.G. Broadcasting, LLC ("CGB"), pursuant to Section 1.401 of the Commission's rules, hereby requests that the Commission institute a rulemaking proceeding for the purpose of amending the FM Table of Allotments to allot Channel 290A to Thompson, Utah as that community's first local broadcast service. Thus, CGB proposes to amend Section 73.202(b) of the Commission's rules as follows:

<u>City</u>	<u>Channel No.</u>	<u>Present</u>	<u>Proposed</u>
Thompson, Utah	----	290A	

In support of this request, the following is submitted:

Thompson, Utah is an unincorporated community in Grand County, Utah. While Thompson had a 1990 U.S. Census population of only 283<sup>1</sup> people, some 5,495 vehicles pass through Thompson daily<sup>2</sup> on Interstate Highway 70 (Exhibit C). Thompson has a post office (zip code 84540), a volunteer fire department, a branch of the Grand County Sheriff's Department, and commercial establishments. The community is served by Union Pacific Railroad (freight) and by a local private airport.

CGB respectfully submits that the local community services described herein are sufficient to demonstrate that Thompson is a community for allotment purposes.

As demonstrated in the attached engineering materials, the proposed site meets the minimum distance separation requirements in regard to all known licenses, open allotments, construction permits, pending applications, and pending rulemaking petitions (Exhibit A). The engineering exhibit also demonstrates that the proposed station would provide a 70 dBu coverage contour over the entire community of license from the specified coordinates (Exhibit B).

As stated above, the allotment of Channel 290A will provide Thompson with its first local transmission service.

In the event this petition requesting the allotment of Channel 290A at Thompson, Utah is granted, CGB will file comments in support of the proposed allotment. If the proposed allotment is adopted, CGB will file an application for a construction permit for the new station, and, if the application is granted, will promptly construct the new facility.

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<sup>1</sup>*Rand-McNally Commercial Atlas & Marketing Guide*, p.540 (130<sup>th</sup> ed.), 1999.

<sup>2</sup>Utah Department of Transportation, 1997 estimate (most recent available as of 5/6/99).

CGB respectfully requests that the Commission GRANT this petition for rulemaking, issue a *Notice of Proposed Rule Making* proposing to AMEND the FM Table of Allotments in the manner set forth herein, and ALLOT Channel 290A to Thompson, Utah as that community's first local broadcast service.

**CERTIFICATION**

I certify that the statements contained in this document are true and accurate to the best of my knowledge and belief and are submitted in good faith to accomplish the submitted request. It is not filed to conflict with or impede the processing of any other proceeding(s).

Respectfully submitted,

**C.G. BROADCASTING, LLC**

By:   
Carolyn Green

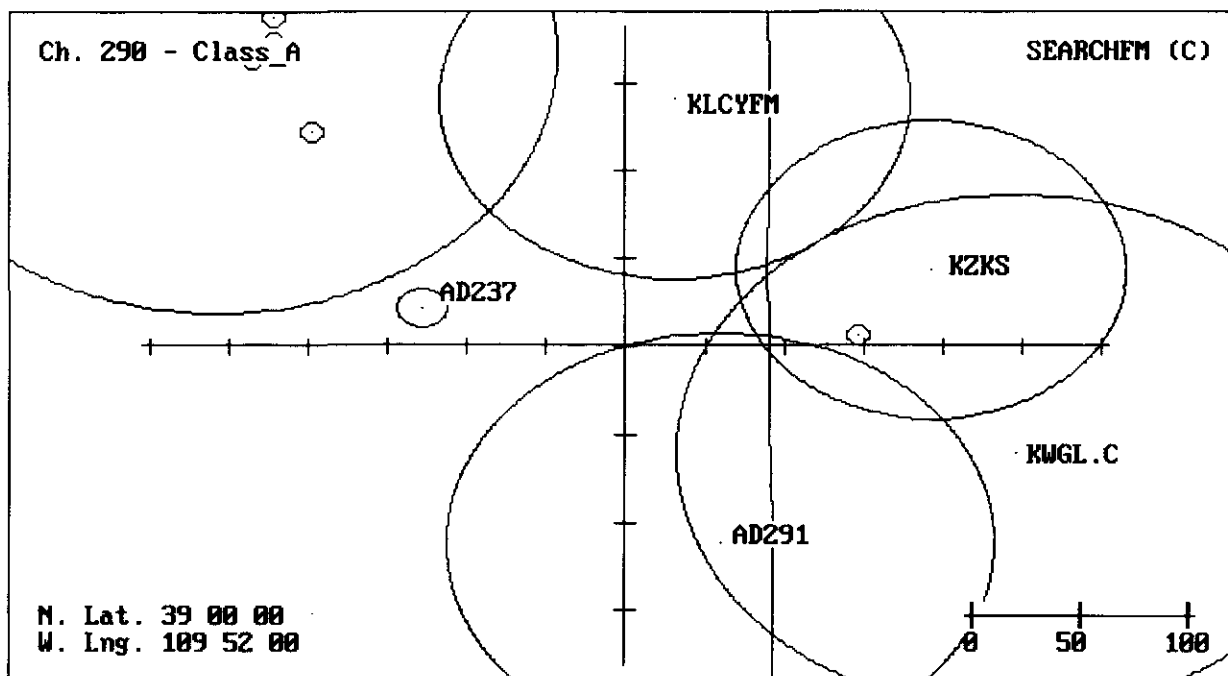
Date signed: May 18, 1999

Carolyn Green  
C.G. Broadcasting, LLC  
%Allen Karsh, Esquire  
950 S. Cherry Street, Suite 710  
Denver, CO 80246

**Exhibit A**

**SEPARATION STUDY**

# EXHIBIT A: SEPARATION STUDY



## THOMPSON, UTAH ALLOCATION STUDY

Search 05-06-19

Data 04-02-99

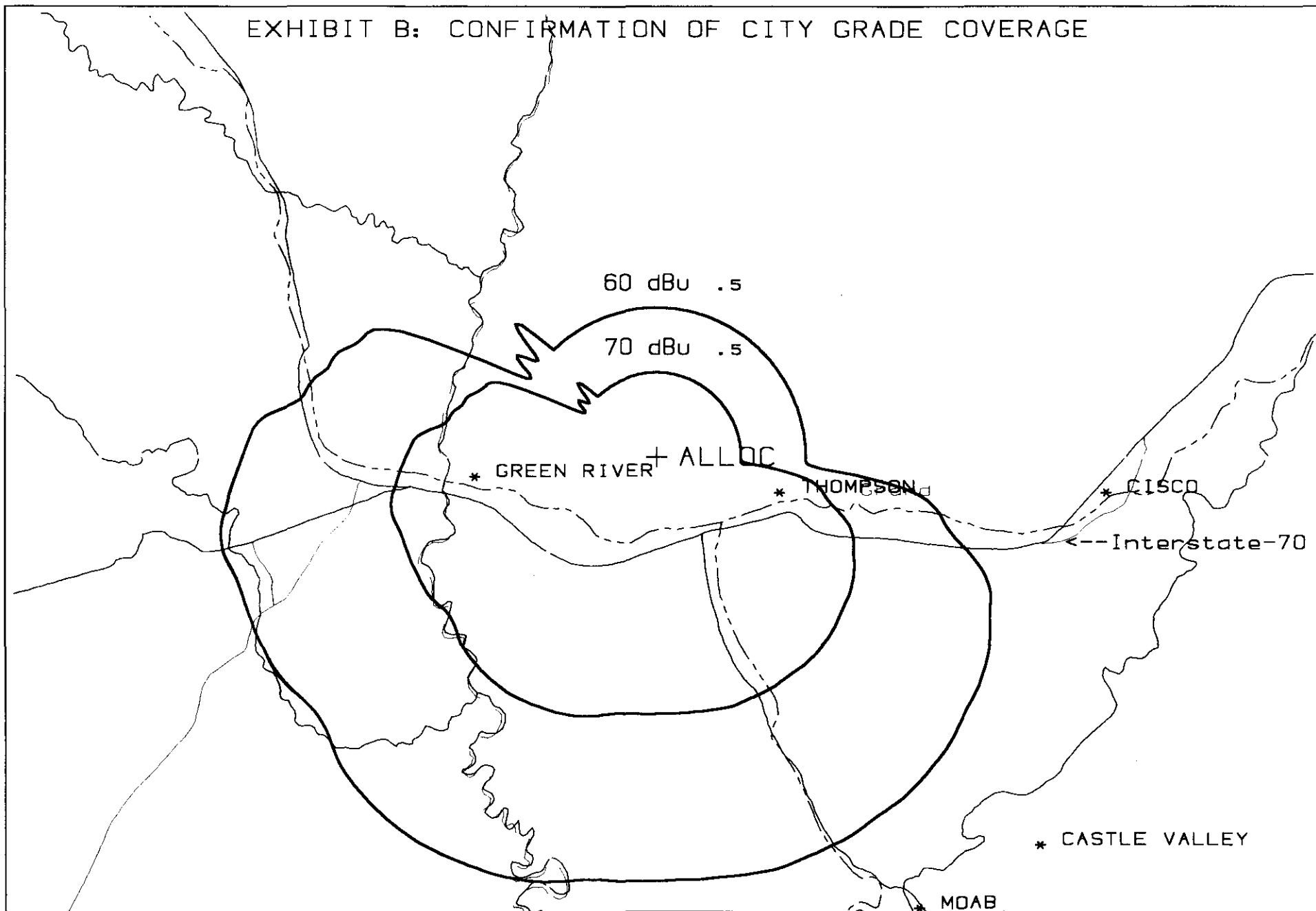
Current rules spacings  
CHANNEL 290 -105.9 MHz

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
AD291	291C1	Monticello	UT	159.9	133.38	133.0	0.38 <
KWGL.C	289C	Ouray	CO	109.6	202.47	165.0	37.47
KLCYFM	290A	Vernal	UT	8.5	158.73	115.0	43.73
KZKS	287C	Rifle	CO	72.3	157.53	95.0	62.53
AD237	237C3	Castle Dale	UT	283.3	102.67	12.0	90.67
KUMT	289C	Centerville	UT	312.7	271.86	165.0	106.86

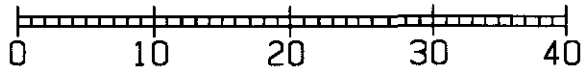
**Exhibit B**

70 dBu COVERAGE - CITY OF LICENSE

# EXHIBIT B: CONFIRMATION OF CITY GRADE COVERAGE



Scale in km



ALLOCATION SITE 290A 6kW 100 Meters  
N. Lat. 39 00 00 W. Lng. 109 52 00

THOMPSON ALLOCATION  
C. G. BROADCASTING, LLC

**Exhibit C**

**TRAFFIC COUNT INFORMATION FROM STATE OF UTAH  
(THOMPSON INTERCHANGE)**

PRICE DISTRICT

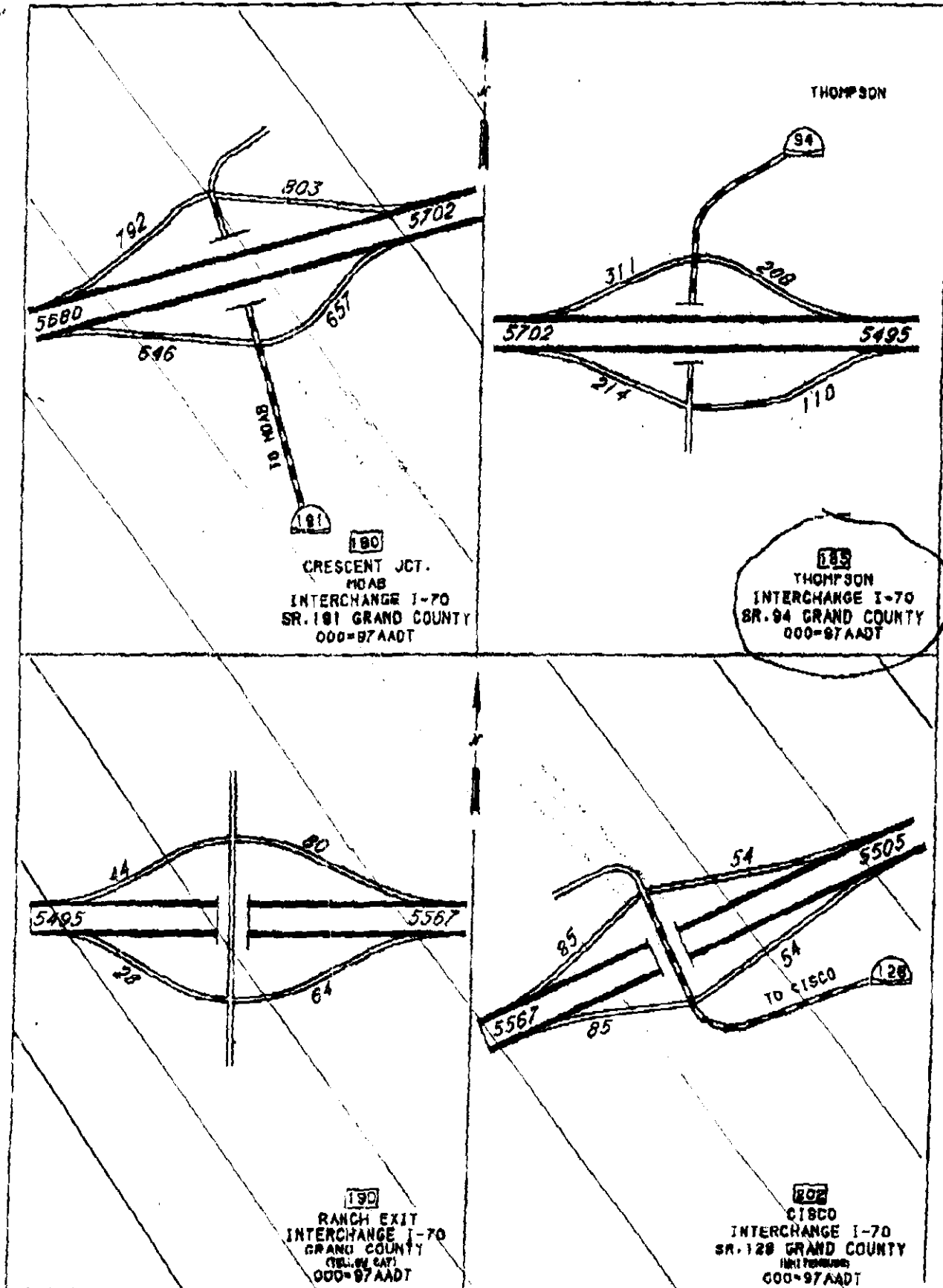
Fax: 635-1471

May 6 '99 13:28

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DATA UNIT ANALYSIS



ROUTE NUMBER	BEGINNING LOCATION	ENDING LOCATION	BEGIN ACCUM MI/KM	SECTION DESCRIPTION	END ACCUM MI/KM	1997 AADT	1996 AADT	1995 AADT
A00070 <i>E-70</i>	+ 0.000 + 0.000	+ 0.000 + 0.000	163.35 MI 0.00 KM	GRAND EMERY CL	164.05 0.00	6,030	5,845	5,590
	+ 0.000 + 0.000	+ 0.000 + 0.000	164.05 MI 0.00 KM	WEST GREEN RIVER INTERCHANGE	164.91 0.00	3,735	3,495	3,495
	+ 0.000 + 0.000	+ 0.000 + 0.000	164.91 MI 0.00 KM	ELGIN EAST GREEN RIVER INTERCHANGE	175.96 0.00	5,680	5,315	5,370
	+ 0.000 + 0.000	+ 0.000 + 0.000	175.96 MI 0.00 KM	FLOY INTERCHANGE	182.56 0.00	5,680	5,315	5,370
	+ 0.000 + 0.000	+ 0.000 + 0.000	182.56 MI 0.00 KM	CRESCENT JCT	187.82 0.00	5,702	5,520	5,575
	+ 0.000 + 0.000	+ 0.000 + 0.000	187.82 MI 0.00 KM	THOMPSON INTERCHANGE	193.89 0.00	5,495	5,320	5,375
	+ 0.000 + 0.000	+ 0.000 + 0.000	193.89 MI 0.00 KM	YELLOW CAT INTERCHANGE	205.18 0.00	5,567	5,390	5,445
	+ 0.000 + 0.000	+ 0.000 + 0.000	205.18 MI 0.00 KM	WHITEHOUSE INTERCHANGE	214.84 0.00	5,505	5,330	5,385
	+ 0.000 + 0.000	+ 0.000 + 0.000	214.84 MI 0.00 KM	NORTH CISCO INTERCHANGE	222.35 0.00	5,325	5,155	5,210
	+ 0.000 + 0.000	+ 0.000 + 0.000	222.35 MI 0.00 KM	WESTWATER INTERCHANGE	227.56 0.00	5,325	5,155	5,210
	+ 0.000 + 0.000	+ 0.000 + 0.000	227.56 MI 0.00 KM	HARLEY DOME INTERCHANGE-COLORADO SL	232.15 0.00	5,346	5,175	5,230
	+ 0.000 + 0.000	+ 0.000 + 0.000	0.00 MI 0.00 KM	JCT SR 68	0.50 0.00	21,727	20,760	18,545
A00071	+ 0.000 + 0.000	+ 0.000 + 0.000	0.50 MI 0.00 KM	JCT 1300 WEST	0.90 0.00	21,727	20,760	18,545
	+ 0.000 + 0.000	+ 0.000 + 0.000	0.90 MI 0.00 KM	EAST INCL RIVERTON & WEST INCL DRAPER	2.51 0.00	21,727	20,760	18,545
	+ 0.000 + 0.000	+ 0.000 + 0.000	2.51 MI 0.00 KM	FRONTAGE ROAD	2.59 0.00	24,700	23,920	21,550
	+ 0.000 + 0.000	+ 0.000 + 0.000	2.59 MI 0.00 KM	JCT FAI 15 VIA 12300 SOUTH ST	3.07 0.00	22,383	21,880	19,850
	+ 0.000 + 0.000	+ 0.000 + 0.000	3.07 MI 0.00 KM					

*843 SR 14435*